

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION

MDL No. 2327
Honorable Joseph R. Goodwin

TONI K. SOSA,

Plaintiff(s),

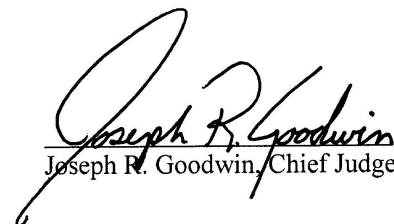
v.

CASE NO. 2:12-cv-4041

ETHICON, INC., et al.

Defendant(s).

APPROVED and SO ORDERED.
ENTER: 10/23/12


Joseph R. Goodwin, Chief Judge

MOTION TO TRANSFER MDL

COME NOW the plaintiff(s), by and through the undersigned counsel, and move the court to transfer this member case from MDL 2327, In re: Ethicon, Inc., Pelvic Repair System Products Liability Litigation, to:

MDL 2326

Plaintiff(s) herein filed a Complaint in MDL 2327 against Ethicon, Inc., and others. Plaintiff(s) later filed an Amended Short Form Complaint that no longer included Ethicon, Inc. or another named defendant in that litigation; included instead, among others, were the following parties from MDL 2326:

Boston Scientific Corporation

Because Ethicon, Inc. or another defendant named in the Master Complaint, is no longer a named defendant in this member case, Plaintiff(s) respectfully request that the Court: 1) **GRANT** the Plaintiff(s) motion to transfer this civil action from MDL 2327 to MDL2326; and 2)

direct the Clerk to disassociate this civil action as a member case in MDL 2327 and re-associate it with MDL 2326.

Dated this 18 day of October, 2012.

/s/ Douglass A. Kreis

Douglass A. Kreis, Esq.

Bryan F. Aylstock, Esq.

D. Renee Baggett, Esq.

Neil D. Overholtz, Esq.

AYLSTOCK, WITKIN, KREIS &
OVERHOLTZ, PLLC

17 E. Main Street, Suite 200

Pensacola, Florida 32502

Phone: (850) 202-1010

Facsimile: (850) 916-7449

dkreis@awkolaw.com

baylstock@awkolaw.com

rbaggett@awkolaw.com

noverholtz@awkolaw.com

J. Gerard Stranch, IV, Esq.

Benjamin A. Gastel, Esq.

BRANSTETTER STRANCH &
JENNINGS, PLLC

227 Second Avenue North, Fourth Floor

Nashville, Tennessee 37201

Phone: (615) 254-8801

Fax: (615) 250-3937

gerards@branstetterlaw.com

beng@branstetterlaw.com

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on October 18, 2012, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this member case.

/s/ Douglass A. Kreis
Douglass A. Kreis, Esq.